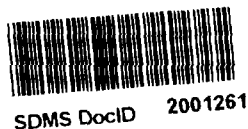
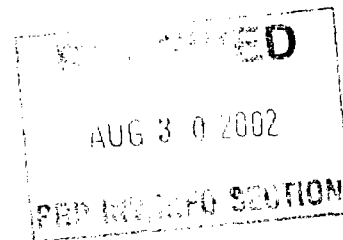


**Tenet Healthcare
Law Department**



Pennsylvania Region
Centre Square Building
1500 Market Street
34th Floor, West Tower
Philadelphia, PA 19102
tel: 215.255.7400
fax: 215.255.7540

August 28, 2002



Via facsimile and regular mail

Ms. Carlyn Winter Prisk (3HS11)
United States Environmental Protection Agency, Region III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

**Re: CERCLA §104(e) Request re: Lower Darby Creek Superfund Site
Clearview Landfill, Folcroft Landfill and Folcroft Landfill Annex**

Dear Ms. Prisk:

We are responding to Ms. Joan Armstrong's August 9, 2002 letter directed to Hahnemann University Hospital. The August 9, 2002 letter requested documents and other information relating to waste shipped to the Clearview Landfill, Folcroft Landfill and Folcroft Landfill Annex portions of the Lower Darby Creek Superfund Site during the time period 1958 to 1976.

Please be advised that Tenet HealthSystems Philadelphia, Inc. ("Tenet") acquired the assets that now comprise the Hahnemann University Hospital on November 10, 1998, pursuant to a bankruptcy sale. According to the terms of the sale, Tenet acquired Hahnemann University Hospital assets under the supervision of the Bankruptcy Court, which approved in its entirety an Asset Purchase Agreement by and among Diversified Health Group and Debtors Allegheny Health Education and Research Foundation, Allegheny University Hospitals, Centennial, Allegheny University Medical Practices, and Allegheny University of the Health Sciences (hereinafter "AHERF entities") as Sellers, and Tenet, as Buyer.

The Sale Order approved by the Bankruptcy Court provides that the assets were sold to Tenet "free and clear" of all "liens, claims, interests and encumbrances," "obligations," and "contractual commitments," whether "matured or unmatured, liquidated or unliquidated, whether known or unknown." (Sale Order, ¶¶3, 5.) The Sale Order also provides that "[w]ith the exception of any liabilities specifically assumed under the Asset Purchase Agreement, all persons and entities holding Liens or Claims of any kind and nature against any of the Debtors or with respect to the Assets are hereby barred and enjoined from asserting such Liens and Claims against the Assets or Tenet, its successors, designees (including Restructured University) or assigns, or their respective affiliates, shareholders, members, officers, directors or trustees." (Sale Order, ¶8.) The only liabilities assumed by Tenet were Assumed Contracts, consisting of certain executory contracts and unexpired leases.

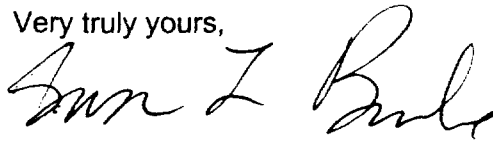
Tenet

Carolyn Winder Prisk
U. S. Environmental Protection Agency
August 28, 2002
Page 2

Thus, our understanding is that the AHERF entities and the trustees thereof, not Hahnemann University Hospital, need to provide EPA the information requested in the August 9, 2002 letter. If appropriate from EPA's vantage point, we would be willing to forward on the August 9, 2002 letter to the trustees.

If we are incorrect regarding our responsibilities, please advise me at (215) 255-7457.

Very truly yours,

A handwritten signature in black ink, appearing to read "Susan L. Burke". The signature is fluid and cursive, with the first name "Susan" and last name "Burke" clearly distinguishable.

Susan L. Burke

SLB/act

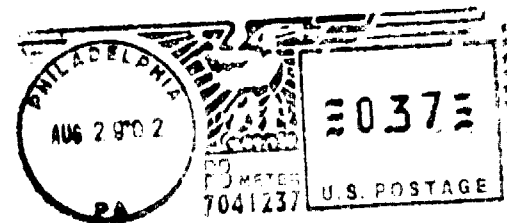
cc: Mr. Brian Nishitani (3RC44) EPA Region III, Office of Regional Counsel
Ms. Kristine Matzko (3HS21) EPA Region III, Remedial Project Manager

SUSAN L. BURKE

Tenet Healthcare

Pennsylvania Region
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